

AMENDED IN SENATE MARCH 26, 2009

SENATE BILL

No. 212

Introduced by Senator Florez

February 23, 2009

~~An act to amend Section 1288.55 of the Health and Safety Code, relating to health care facilities. An act to amend Sections 17578 and 17579 of, and to add Section 33134 to, the Education Code, relating to school safety.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 212, as amended, Florez. ~~Health facilities: infections. Pupil health: communicable diseases.~~

(1) Existing law requires the governing board of each school district maintaining a high school to provide for the annual cleaning, sterilization, and necessary repair of football equipment of their schools and requires that all football equipment actually worn by pupils to be cleaned and sterilized at least once a year.

This bill would require the governing board of each school district maintaining a high school to provide for the annual cleaning and sterilization of wrestling equipment and would specify that wrestling equipment used multiple years may be cleaned and sterilized as specified by the Superintendent of Public Instruction and the State Board of Education. The Superintendent and state board would be required to develop and approve, respectively, information and guidelines on the prevention of communicable diseases at schoolsites. The information and guidelines would be required to address, at a minimum, the maintenance of locker rooms, athletic equipment, and synthetic ground covers used for athletic fields and ways to minimize the spread of methicillin resistant Staphylococcus aureus and meningococcal disease.

The Superintendent would be required to post the information and guidelines on the department's Internet Web site. By requiring school districts to annually clean and sterilize wrestling equipment, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

~~Existing law provides for the licensure and regulation of health facilities by the State Department of Public Health. A violation of these provisions is a crime.~~

~~Existing law requires health facilities to report to the department and the federal Centers for Disease Control and Prevention specified infections. Existing law also requires the department to develop and implement various Internet-based reporting systems, as prescribed.~~

~~This bill would make technical, nonsubstantive changes to these provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 17578 of the Education Code is amended*
2 *to read:*

3 17578. The governing board of each district maintaining a high
4 school shall provide for the annual cleaning, *and sterilizing, of*
5 *football and wrestling equipment* and the necessary repair of
6 football equipment of their respective schools pursuant to Sections
7 17579 and 17580.

8 *SEC. 2. Section 17579 of the Education Code is amended to*
9 *read:*

10 17579. (a) All football equipment actually worn by pupils
11 shall be cleaned and sterilized at least once a year. Football
12 equipment used in spring training shall be cleaned and sterilized
13 before it is used in the succeeding fall term.

1 **(b)** *Wrestling equipment used multiple years may be cleaned*
2 *and sterilized as specified by the Superintendent and the state*
3 *board pursuant to Section 33134.*

4 **SEC. 3.** *Section 33134 is added to the Education Code, to read:*
5 *33134. The Superintendent shall develop information and*
6 *guidelines regarding the prevention of communicable diseases at*
7 *schoolsites and submit the information and guidelines to the state*
8 *board for its approval. The information and guidelines, at a*
9 *minimum, shall address the maintenance of locker rooms, athletic*
10 *equipment, and synthetic ground covers used for athletic fields*
11 *and ways to minimize the spread of methicillin resistant*
12 *Staphylococcus aureus and meningococcal disease. The*
13 *Superintendent shall post the approved guidelines on the*
14 *department's Internet Web site.*

15 **SEC. 4.** *If the Commission on State Mandates determines that*
16 *this act contains costs mandated by the state, reimbursement to*
17 *local agencies and school districts for those costs shall be made*
18 *pursuant to Part 7 (commencing with Section 17500) of Division*
19 *4 of Title 2 of the Government Code.*

20 **SECTION 1.** ~~Section 1288.55 of the Health and Safety Code~~
21 ~~is amended to read:~~

22 ~~1288.55. (a) (1) A health facility, as defined in paragraph (3)~~
23 ~~of subdivision (a) of Section 1255.8, shall quarterly report all cases~~
24 ~~of health-care-associated MRSA bloodstream infection,~~
25 ~~health-care-associated clostridium difficile infection, and~~
26 ~~health-care-associated Vancomycin-resistant enterococcal~~
27 ~~bloodstream infection, and the number of inpatient days.~~

28 ~~(2) A health facility shall report quarterly to the department all~~
29 ~~central line associated bloodstream infections and the total central~~
30 ~~line days.~~

31 ~~(3) A health facility shall report quarterly to the department all~~
32 ~~health-care-associated surgical site infections of deep or organ~~
33 ~~space surgical sites, health-care-associated infections of orthopedic~~
34 ~~surgical sites, cardiac surgical sites, and gastrointestinal surgical~~
35 ~~sites designated as clean and clean-contaminated, and the number~~
36 ~~of surgeries involving deep or organ space, and orthopedic, cardiac,~~
37 ~~and gastrointestinal surgeries designated clean and~~
38 ~~clean-contaminated.~~

39 ~~(b) The department's licensing and certification program shall~~
40 ~~do all of the following:~~

~~(1) Commencing January 1, 2011, post on the department's Internet Web site information regarding the incidence rate of health-care-acquired central line associated bloodstream infections acquired at each health facility in California, including information on the number of inpatient days.~~

~~(2) Commencing January 1, 2012, post on the department's Internet Web site information regarding the incidence rate of deep or organ space surgical site infections, orthopedic, cardiac, and gastrointestinal surgical procedures designated as clean and clean-contaminated, acquired at each health facility in California, including information on the number of inpatient days.~~

~~(3) No later than January 1, 2011, post on the department's Internet Web site information regarding the incidence rate of health-care-associated MRSA bloodstream infection, health-care-associated clostridium difficile infection, and health-care-associated Vancomycin-resistant enterococcal bloodstream infection, at each health facility in California, including information on the number of inpatient days.~~

~~(e) Any information reported publicly as required under this section shall meet all of the following requirements:~~

~~(1) The department shall follow a risk adjustment process that is consistent with the federal Centers for Disease Control and Prevention's National Healthcare Safety Network (NHSN), or its successor, risk adjustment, and use its definitions, unless the department adopts, by regulation, a fair and equitable risk adjustment process that is consistent with the recommendations of the Healthcare Associated Infection Advisory Committee (HAI-AC), established pursuant to Section 1288.5, or its successor.~~

~~(2) For purposes of reporting, as required in subdivisions (a) and (b), an infection shall be reported using the NHSN definitions unless the department accepts the recommendation of the HAI-AC or its successor.~~

~~(3) If the federal Centers for Disease Control and Prevention do not use a public reporting model for specific health-care-acquired infections, then the department shall base its public reporting of incidence rate on the number of inpatient days for infection reporting, or the number of specified device days for relevant device-related infections, and the number of specified surgeries conducted for surgical site infection reporting, unless~~

- 1 ~~the department adopts a public reporting model that is consistent~~
- 2 ~~with recommendations of the HAI-AC or its successor.~~
- 3 ~~(d) Health facilities that report data pursuant to the system shall~~
- 4 ~~report this data to the NHSN and the department, as appropriate.~~